

BOX AF

Practitioner's Docket No. 49122 (47927)

PATENT

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: L. Hammerstrom et al.

Application No.: 09/521,742

Group No.: 1642

Filed: March 9, 2000

Examiner: A. Harris

For:

MATRIX PROTEIN COMPOSITIONS FOR INDUCTION OF APOPTO

**RESPONSE UNDER**  
**37 C.F.R. 1.116**  
**EXPEDITED PROCEDURE**  
**EXAMINING GROUP**  
**1642**

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Assistant Commissioner for Patents  
 Washington, D.C. 20231

COPY OF PAPERS  
 ORIGINALLY FILED

## AMENDMENT OR RESPONSE AFTER FINAL REJECTION—TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

## STATUS

2. Applicant is other than a small entity.

## EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

*(complete (a) or (b), as applicable)*

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

- X deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

## FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Susan M. Dillon  
 Signature

Date: 8/8/02

Susan M. Dillon  
 (type or print name of person certifying)

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. § 1.17(a)(1)-(4)) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$ 195.00
<input type="checkbox"/> three months	\$ 890.00	\$ 445.00
<input type="checkbox"/> four months	\$ 1,390.00	\$6950.00

Fee: \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

- ☐ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_

**OR**

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	11	Minus	20	= 0	x \$0 =	\$0
Indep.	1	Minus	3	= 0	x \$0 =	\$0
First Presentation of Multiple Dependent Claim					+ \$0 =	\$0
Total						Addit. Fee \$0

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,  
 \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".  
 \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".  
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

[X]

No additional fee for claims is required.

**FEE PAYMENT**

5.     ☐     Attached is a check in the sum of \$ \_\_\_\_.
- ☐     Charge Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_.
- A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

6.     If any additional extension and/or fee is required, charge Account No. 04-1105.
- If any additional fee for claims is required, charge Account No. 04-1105.



**SIGNATURE OF PRACTITIONER**

Christine C. O'Day

Reg. No. 38,256

Dike, Bronstein, Roberts & Cushman

Intellectual Property Group

EDWARDS & ANGELL, LLP

P.O. Box 9169

Boston, MA 02209

Tel. No.: (617) 439-4444

Customer No.: 21874

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Docket No. 49122 (47927)

# 1570<sup>NE</sup>  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: L. Hammarstrom et al. Examiner: A. Harris

Serial No: 09/521,742 Art Unit: 1642

Filed: March 9, 2000

For: MATRIX PROTEIN COMPOSITIONS FOR INDUCTION OF APOPTOSIS

ASSISTANT COMMISSIONER OF PATENTS AND TRADEMARKS  
WASHINGTON, D.C. 20231  
BOX AF

Sir:

AMENDMENT UNDER 37 CRF 1.116

Applicants are in receipt of the Office Action dated January 2, 2002, and note that a Notice of Appeal and Petition for Extension of Time were timely filed on June 3, 2002 (received by the PTO on June 12, 2002), in order to maintain the application pending submission of the within Amendment. Applicants request that the above-described application be amended as follows.

IN THE CLAIMS

Kindly amend claim 28 to read as follows.

28. A method for treating epithelially derived benign, semi-malignant or malignant neoplasms, the method comprising administering topically to a mammal in need thereof a therapeutically effective amount of an active enamel substance.

Kindly add the following new claims 47-57.

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